

1 BILL NO. Z-81-05-25

2 ZONING MAP ORDINANCE NO. Z-22-81

3  
4 AN ORDINANCE amending the City of Fort  
5 Wayne Zoning Map No. Q-10.

6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
7 FORT WAYNE, INDIANA:

8 SECTION 1. That the area described as follows is hereby  
9 designated an R-3 District under the terms of Chapter 33, The  
10 Code of the City of Fort Wayne, Indiana of 1974:

11 Lot "A" in Bradtmillers Addition to the  
12 City of Fort Wayne, Indiana, more commonly  
13 known as 3106 Lake Avenue,

14 and the symbols of the City of Fort Wayne Zoning Map No. Q-10,  
15 referred to therein, established by Section 33-11 of said  
16 Chapter are hereby changed accordingly.

17 SECTION 2. That this Ordinance shall be effective upon  
18 passage, approval by the Mayor and legal publication thereof.

19  
20 \_\_\_\_\_  
21 COUNCILMAN

22  
23 APPROVED AS TO FORM AND  
24 LEGALITY MAY 22, 1981.

25   
26 BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Gia Quinta, seconded by John, and duly adopted, read the second time by title and referred to the Committee Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 6-2-81, the 19 day of June, at 6 o'clock M. E.S.T.

DATE: 6-2-81

Charles W. Westerman  
CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by Gia Quinta, seconded by John, and duly adopted, placed on its passage. PASSED (YEAS) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	8	1			
BURNS	X				
EISBART	X				
GIAQUINTA	X				
NUCKOLS	X				
SCHMIDT, D.	X				
SCHMIDT, V.	X				
SCHOMBURG	X				
STIER		X			
TALARICO	X				

DATE: 7-1-81

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) No. 3-22-81  
on the 14th day of July, 19 81.

ATTEST: Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

(SEAL) John Nuckols  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of July, 19 81, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 20th day of July, 19 81, at the hour of 11 o'clock A. M., E.S.T.

Winfield C. Moses, Jr.  
WINFIELD C. MOSES, JR.  
MAYOR

BILL NO. Z-81-05-25

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN  
ORDINANCE amending the City of Fort Wayne Zoning Map No. Q-10

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

MARK E. GiaQUINTA, CHAIRMAN

SAMUEL J. TALARICO, VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

DONALD J. SCHMIDT

*Mark E. GiaQuinta*  
*Samuel J. Talarico*  
*Vivian G. Schmidt*  
*James S. Stier*  
*D. Schmidt*

7-14-81  
DATE 7-14-81 CONCURRED IN  
CHARLES W. WESTERMAN, CITY CLERK



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

24 June 1981

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held June 15, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-81-05-25
2. From R-1 to R-3
3. Intended Use: Professional Office.
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

- a. This rezoning request is a logical extension of an R-3 District.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING

*Gary F. Baeten* (pd)  
Gary F. Baeten  
Senior Planner

GFB:pb

# RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 2, 1981, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-81-05-25; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

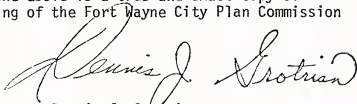
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 15, 1981;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 22, 1981.

Certified and signed this  
24th day of June 1981.



Dennis J. Grotian  
Secretary

Q-10

## RECEIPT

Date May 14 1981 No. 15956

Received From Albert Muller

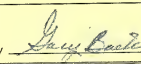
Address 13315 Johnson Dr.

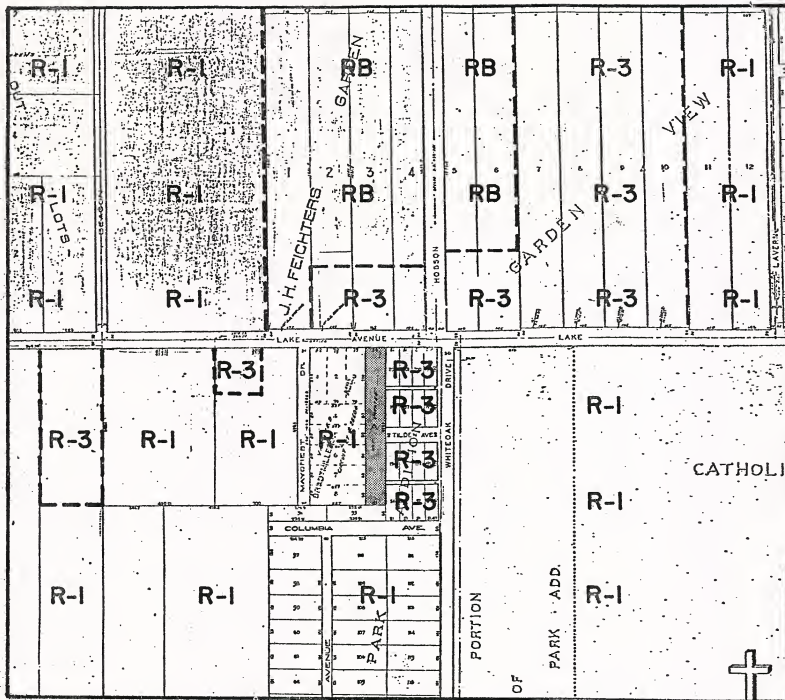
Five Dollars Dollars \$50.00


For Paying Filing Fee

ACCOUNT		HOW PAID	
AMT. OF ACCOUNT	50.00	CASH	
AMT. PAID	50.00	CHECK # 4507	
BALANCE DUE	0.00	MONEY ORDER	

By





 ZONING RECLASSIFICATION FROM AN R-1 TO AN R-3 DISTRICT.

Z-81-05-25  
MAP NO. Q-10

BY G.R. LAX 5-18-81



# PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. \_\_\_\_\_

DATE FILED May 14, 1981

INTENDED USE Residence and Office

THIS IS TO BE FILED IN DUPLICATE

I, Albert H. and Carolyn U. Mueller  
(Applicant's Name or Names)

hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne  
Indiana, by reclassifying from a/an R-1 District to a/an R-3  
strict the property described as follows:

Lot "A" in Bradtmillers Addition to the City of Ft. Wayne, Indiana  
3106 Lake Ave. (Formerly Maysville Road) Ft. Wayne, Indiana

Deed Record book # 521 page 256

Legal Description) If additional space is needed, use reverse side.

General Description for Planning Staff Use Only)

We, the undersigned, certify that I am/We are the owner(s) of fifty-one  
percentum (51%) or more of the property described in this petition.

<u>Albert H. Mueller</u>	<u>3106 Lake Ave.</u>	<u>Albert H. Mueller</u>
<u>Carolyn U. Mueller</u>	<u>3106 Lake Ave.</u>	<u>Carolyn U. Mueller</u>
(Name)	(Address)	(Signature)

If additional space is needed, use reverse side.)

Legal Description checked by Maribel Klendworth

## PETITION FOLLOWING RULES

1 requests for deferrals, continuances, withdrawals, or request that the  
ordinance be taken under advisement shall be filed in writing and be submitted  
to the City Plan Commission prior to the legal notice pertaining to the ordinance  
being sent to the newspaper for legal publication. If the request for deferral,  
continuance or request that ordinances be taken under advisement is received  
prior to the publication of the legal ad being published the head of the Plan  
Commission staff shall not put the matter on the agenda for the meeting at which  
it was to be considered. The Plan Commission staff will not accept request  
from petitioners for deferrals, continuances, withdrawals, or requests that an  
ordinance be taken under advisement, after the legal notice of said ordinance  
is forwarded to the newspaper for legal publication but shall schedule the matter  
for hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

<u>Albert H. Mueller</u>	<u>13315 Lakeview Dr. Leo 46765</u>	<u>627-3025</u>
(Name)	(Address & Zip Code)	(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning  
and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street,  
Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing  
approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

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Owners of Property

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
(Name)	(Address)	(Signature)

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE  
this form is to be filed in duplicate.

## DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment

3-81-05-25

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&PSYNOPSIS OF ORDINANCE Lot "A" Bradtmillers Addition, more commonly known  
as 3106 Lake Avenue.EFFECT OF PASSAGE Property is now zoned R-1 - Single Family Residential.Property will become R-3 - Multiple Family Residential.EFFECT OF NON-PASSAGE Property will remain R-1 - Single Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_

## Fort Wayne Common Council

(Governmental Unit)

To... NEWS-SENTINEL Dr.

Allen

County, Ind

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines in which the body of the advertisement is set) - number of equivalent lines

Notice is hereby given that on the 14th day of July, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-05-04 - Zoning Map Ordinance No. Z-20-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-2.

Notice is hereby given that on the 14th day of July, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. G-80-11-10 - General Ordinance No. G-11-81, being AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a portion of Dodge Avenue.

Notice is hereby given that on the 14th day of July, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-05-25 - Zoning Map Ordinance No. Z-22-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. Q-10.

Notice is hereby given that on the 14th day of July, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-05-31 - Zoning Map Ordinance No. Z-21-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. Q-14.

Notice is hereby given that on the 14th day of July, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-05-03 - Zoning Map Ordinance No. Z-19-81, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-18.

Notice is hereby given that on the 14th day of July, 1981, the Common Council of the City of Fort Wayne, Indiana in Regular Session did pass the following Bill No. Z-81-05-36 - Zoning Map Ordinance No. Z-18-81 being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. U-18.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-81-05-04 - Zoning Map Ordinance No. Z-20-81; Bill No. G-80-11-10 - General Ordinance No. G-11-81; Bill No. Z-81-05-25 - Zoning Map Ordinance No. Z-22-81; Bill No. Z-81-05-03 - Zoning Map Ordinance No. Z-19-81; and Bill No. Z-81-05-36 - Zoning Map Ordinance No. Z-18-81; were passed by the Common Council on the 14th day of July, 1981, said Ordinances were signed and approved by the Mayor on the 20th day of July, 1981, and remain on file and on record in my office.

Copies on Bill No. Z-81-05-04 - Zoning Map Ordinance No. Z-20-81; Bill No. G-80-11-10 - General Ordinance No. G-11-81; Bill No. Z-81-05-25 - Zoning Map Ordinance No. Z-22-81; Bill No. Z-81-05-03 - Zoning Map Ordinance No. Z-19-81; and Bill No. Z-81-05-36 - Zoning Map Ordinance No. Z-18-81 will be posted for reading in the following places in Fort Wayne, Allen County, Indiana: Also Bill No. Z-81-05-21 - Zoning Map Ordinance No. Z-21-81.

(1) The main floor of the City-Court Building

(2) The bulletin board in the lobby of Downtown Fort Wayne Public Library

(3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of Bill No. Z-81-05-04 - Zoning Map Ordinance No. Z-20-81; Bill No. G-80-11-10 - General Ordinance No. G-11-81; Bill No. Z-81-05-25 - Zoning Map Ordinance No. Z-22-81; Bill No. Z-81-05-03 - Zoning Map Ordinance No. Z-19-81; and Bill No. Z-81-05-36 - Zoning Map Ordinance No. Z-18-81 will be available for reading in the following places in Fort Wayne, Allen County, Indiana. Also Bill No. Z-81-05-21 - Zoning Map Ordinance No. Z-21-81.

(1) Reference Room in the north end of the main floor in said Downtown Public Library

(2) The Journal of the Common Council Proceedings in the office of the City Clerk of Fort Wayne, Indiana.

CHARLES W. WESTERMAN,  
City Clerk  
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated on July 24, 1981.

CHARLES W. WESTERMAN  
City Clerk

lines				
lines				127
lines				2
lines				129
ber of lines in notice				
1	columns wide equals	129	equivalent lines at	.2764
				\$ 35.60
notice	containing rule or tabular work (50 per cent of above amount)			
of publication (50 cents for each proof in excess of two)	20 extra			10.00
OUNT OF CLAIM.				\$ 45.60

Size of type ..... 6 ..... point

Size of quad upon which type is cast. 6.....

ies of Ch. 89., Acts 1967.

ount is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

*D. Roope*

Title..... CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... D. ROOPE..... who, being duly sworn, says that she is..... CLERK..... of the

## NEWS-SENTINEL

## DAILY

a..... newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town of.....

RE in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for..... two times..... the dates of publication being as follows: 7/25/81 - 8/1/81

Subscribed and sworn to before me this..... 1st..... day.....

November 29, 1981

My commission expires.....

*D. Roope*  
AUG. 1981  
*Anne M. Perkins*  
Notary Public

**Port Wayne Common Council**

(Governmental Unit)

To NEWS-SENTINEL Dr.Allen

County, Ind

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1272129**COMPUTATION OF CHARGES**

129 lines, 1 columns wide equals 129 equivalent lines at .2764 \$ 35.60  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 20 extra 10.00

TOTAL AMOUNT OF CLAIM.

\$ 45.60**DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type 6 pointNumber of insertions 2Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. ROOSEDate Aug. 1 19 81Title CLERK

Form 903

**PUBLISHER'S AFFIDAVIT**State of Indiana  
ALLEN County SS:Personally appeared before me, a notary public in and for said county and state, the undersigned D. ROOSE who, being duly sworn, says that she is CLERK of theNEWS-SENTINELa DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA townin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows: 7/25/81 - 8/1/81Subscribed and sworn to before me this 1st day of AUG. 19 81My commission expires November 29, 1981

Notary Public

